THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16005 of 2007

Dated: 30-07-2007

Between:

Sri Akaram Hemadri.

..... PETITIONER

AND

The Tahsildar, Bibinagar Mandal, Nalgonda, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16005 of 2007

ORDER:

Father of the petitioner, late Veerabramaiah, allegedly purchased land admeasuring Ac.0.39 guntas in survey No.173 situated at Jainapally Village, Bibinagar Mandal, Nalgonda District, from one Narayan Reddy, father of second respondent. Second respondent executed a private sale deed on 29.06.1965 in favour of father of the petitioner. It is the case of the petitioner that from 1954-1955 onwards, his father was in occupation of the land and after death of his father, he along with other legal heirs are in occupation. The petitioner filed an application under the provisions of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971 (the Act, for brevity), seeking regularization. The same was taken for enquiry in file No.E/580/2000 and first respondent issued notice dated 16.03.2006 in Form XI under Rule 22(3) of the Andhra Pradesh Rights in Land and Pattadar Pass Books Rules, 1989 (the Rules, for brevity). The grievance of the petitioner is that though the matter is kept pending since 2000, first respondent has not finalized the same. He, therefore, seeks a Mandamus, directing first respondent to dispose of the matter expeditiously.

Though the petitioner allegedly filed an application under Section 5-A of the Act in 2000, first respondent issued notice in form XI on 16.03.2006. This only shows that the matter has been kept pending. Now that a notice is already issued inviting objections from second respondent, first respondent may dispose of the matter within a period of eight weeks from the date of receipt of a copy of this order. This order shall not be construed as expressing any opinion on the right of the petitioner to seek regularization under Section 5-A of the Act.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

30th July, 2007

Note: Issue CC in one week.

B/o

ghn